



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

BRUNO, Vittorio et al.

Atty. Docket No.:

2993-487US

Serial No.:

10/628,574

Filed:

July 29, 2003

Title:

MULTI-POSITION BOV ACTUATOR

SC/ip

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97

Commissioner for Patents

Mail Stop Amendment

PO Box 1450

Alexandria, Virginia 22313-1450

Sir:

Submitted herewith on a PTO/SB/08A/B form is a listing of the documents known to applicant in order to comply with applicant's duty of disclosure pursuant to 37 C.F.R. § 1.56. A copy of the listed foreign documents is also being submitted herewith to comply with the provisions of 37 C.F.R. § 1.98.

The submission of any document which is not a statutory bar is not intended as an admission that such document constitutes prior art against the claims of the present application. Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a <u>prima facie</u> prior art reference against the claims of the present application.

Statement of Relevancy

The listed document is being submitted either in compliance with 37 C.F.R. §1.97(b), within three (3) months of the filing date of a national application or of the date of entry of the national stage in an international application; or pursuant to 37 C.F.R. §1.97(e)(1), within three (3) months from the date of an office action or of a search report issued in a foreign counterpart application citing each of the documents contained in the present statement; or pursuant to 37 C.F.R. §1.97 (e)(2), within three (3) months from the first knowledge of each submitted document by any individual designated in C.F.R. §1.56 (c), when each such document was not cited in a communication from a foreign patent office in a counterpart foreign application.

In the case of submissions under 37 C.F.R. §1.97(e)(1) and (2), the undersigned Attorney/Agent of Record hereby certifies that the enclosed references are hereby submitted within three months from (1) the issuance of the foreign action or search report, or (2) from said first knowledge, respectively.

Respectfully submitted,

Date: November 15, 2004

Robert Mitchell

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Encls. - Form PTO/SB/08A/B

+ copy of International Search Report & 3 foreign documents cited

PTO/SB/08A/B 08-03)

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Substitute f	or form 1449PTO	<u> </u>	DEMARK	Co	omplete if Known
BADES			DEE	Application Number	10/628,574
INF	ORMATION	I DIS	CLOSURE	Filing Date	July 29, 2003
ST/	TEMENT E	BY A	PPLICANT	First Named Inventor	BRUNO, Vittorio
0				Art Unit	3746
	(use as many she	ets as n	ecessary)	Examiner Name	
Sheet	1	of	1	Attorney Docket Number	2993-487US SC/ip

			U.S. PATEN	T DOCUMENTS	
Examiner Initials*	Cite No. ¹	Document Number Number – Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
		US-4,083,290	April 11, 1978	Andres	
		US-3,938,549	Feb. 17, 1976	Nunneley	
		US-4,391,092	July 5, 1983	Arnett	
		US-3,849,020	Nov. 19, 1974	Eastman	
		US-			
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		FORE	IGN PATENT DO	DCUMENTS		
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code3 – Number4 – Kind Code5 (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant Of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	7°
		EP 1 054 164 A2	Nov. 22, 2000	Lucas Industries Limited		
		EP 1 054 164 A3	Nov. 22, 2000	Lucas Industries Limited		
		JP 8 074808 - Patent Abstracts of Japan	Mar. 19, 1996	Toshiba Comput Eng. Corp.		
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Examiner Date		
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Signature Considered	LXaiiiiiici	Date
	Signature	Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04 ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.